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GOVERNMENT OF GOA

Goa Legislature Secretariat

Notification

LA/LEGN/2023/1545

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 7th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Public Records Bill, 2023

(Bill No. 38 of 2023)

A

BILL

to regulate the management, administration and preservation of public records of the Government, local authorities, public sector undertakings, statutory bodies and corporations, commissions and committees constituted by the Government and for the matters connected therewith or incidental thereto.

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India, as follows:

1. *Short title and commencement.*— (1) This Act may be called the Goa Public Records Act, 2023.

(2) It shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. *Definitions.*— In this Act, unless the context otherwise requires,—

(a) “Board” means the Archival Advisory Board constituted under sub-section (1) of section 13;

(b) “Director” means the Director of Archives appointed by the Government and includes any officer authorized by the Government to perform the duties of the Director;

(c) “Government” means the Government of Goa;

(d) “State” means the State of Goa;

(e) “prescribed” means prescribed by rules made under this Act;

(f) “Public Records” includes,—

(i) any document, manuscript and file;

(ii) any microfilm, microfiche and facsimile copy of a document;

(iii) any reproduction of image or images embodied in such microfilm (whether enlarged or not); and

(iv) any other material produced by a computer or by any other device, of any records creating agency;

(g) Records creating agency includes,—

(i) in relation to the Government, any ministry, department or office of the Government;

(ii) in relation to any statutory body or corporation wholly or substantially controlled or financed by the Government or commission or any committee constituted by the Government, the offices of the said body, corporation, commission or committee;

(h) “Records officer” means the officer nominated by the records creating agency under sub-section (1) of section 5.

(i) “Department” means Department of Archives, Government of Goa.

3. *Power of the Government to coordinate, regulate and supervise operations connected with administration, management, etc., of public records.*— (1) The Government shall have the power to coordinate, regulate and supervise the operations connected with the administration, management, preservation, selection, disposal and retirement of public records under this Act.

(2) The Government in relation to the public records of the records creating agencies may by order, authorize the Director of Archives subject to such conditions as may be specified in the order, to carry out all or any of the following functions, namely:—

(a) Supervision, management and control of the Archives;

(b) Acceptance for deposit of public records of permanent nature after such period as may be prescribed;

(c) Custody, use and withdrawal of public records;

(d) Arrangement, preservation and exhibition of public records;

(e) Preparation of inventories, indices, catalogues and other reference media of public records;

(f) analyzing, developing, promoting and coordinating the standards, procedures and the techniques for improvement of the records management system;

(g) ensuring the maintenance, arrangement and security of public records in the archives and in the offices of the records creating agency;

(h) promoting utilization of available space and maintenance of equipments for preserving public records;

(i) tendering advice to records creating agencies on the compilation, classification and disposal of records and application of standard, procedures and techniques of records management;

(j) survey and inspection of public records;

(k) organizing training programmes in various disciplines of Archives administration and records management;

(l) accepting records from any private source;

(m) regulating access to public records;

(n) receiving records from defunct bodies and making arrangement for securing public records in the event of national/State emergency;

(o) receiving reports on records management and disposal practices from the records officer;

(p) providing authenticated copies of, or extracts from, public records;

(q) destroying or disposal of public records;

(r) obtaining on lease or purchasing or accepting as gift any document of public or national importance.

4. *Prohibition against taking of public records out of State.*— No person shall take or cause to be taken out of State any public records without the prior approval of the Government:

Provided that no such prior approval shall be required if any records are taken or sent out of State for any official purpose.

5. *Records officer.*— (1) Every records creating agency shall nominate one of its officers as records officer to discharge the functions under this Act.

(2) Every record creating agency may set up such number of record rooms in such places as it deems fit and shall place each record room under the charge of a records officer.

6. *Responsibilities of records officer.*— (1) The records officer shall be responsible for,—

(a) proper arrangement, maintenance and preservation of public records under his charge;

(b) periodical review of all public records and weeding out public records of ephemeral value;

(c) appraisal of public records which are more than twenty-five years old in consultation with the Director with a view to retaining public records of permanent value;

(d) destruction of public records in such manner and subject to such conditions as may be prescribed under sub-section (1) of section 8;

(e) compilation of a schedule of retention for public records in consultation with the Director;

(f) periodical review for downgrading of classified public records in such manner as may be prescribed;

(g) adoption of such standards, procedures and techniques as may be recommended from time to time by the Director for improvement of record management system and maintenance of security of public records;

(h) compilation of annual indices of public records;

(i) compilation of organizational history and annual supplement thereto;

(j) assisting the Director for public records management;

(k) submission of annual report to the Director in such manner as may be prescribed;

(l) transferring of records of any defunct body to the Director, for preservation.

(2) The records officer shall act under the direction of the Director while discharging the responsibilities specified in sub-section (1).

7. *Records officer to take appropriate action in the event of unauthorized removal, destruction, etc., of public records in his custody.*— (1) The records officer shall, in the event of any unauthorized removal, destruction, defacement or alteration of any public records under his charge, forthwith take appropriate action for the recovery or restoration of such public record.

(2) The records officer shall submit a report in writing to the Director without any delay on any information about any unauthorized removal, destruction, defacement or alteration of any public records under his charge and about the action initiated by him and shall take action as he may deem necessary subject to the directions, if any, given by the Director.

(3) The records officer may seek assistance from any Government officer or any other person for the purpose of recovery or restoration of public records and such officer or person shall render all assistance to the records officer.

8. *Destruction or disposal of public records.*— (1) No public record shall be

destroyed or otherwise disposed of except in such manner and subject to such conditions as may be prescribed.

(2) No record created before the year 1961 shall be destroyed except where in the opinion of the Director, it is so defaced or is in such condition that it cannot be put to any archival use.

9. *Penalty for contraventions.*— Whoever contravenes any of the provisions of section 4 or section 8 shall be punishable with imprisonment for a term which may extend to five years or with fine which may extend to ten thousand rupees or with both.

10. *Public records bearing security classification.*— No public records bearing security classification shall be transferred to the Department of Archives.

11. *Receipt of records from private sources.*— (1) The Department of Archives may accept any record of public or national importance from any private source by way of gift, purchase or otherwise.

(2) The Department of Archives may, in such manner and subject to such conditions as may be prescribed, make any record referred to in sub-section (1) available to any bona-fide research scholar.

12. *Access to public records.*— (1) All unclassified public records as are more than thirty years old and are transferred to the Department of Archives may be, subject to such exceptions and restrictions as may be prescribed, made available to any bona fide research scholar.

Explanation.— For the purposes of this sub-section, the period of thirty years shall be reckoned from the year of the opening of the public record.

(2) Any records creating agency may grant permission to any person access to any public record in its custody in such manner and subject to such conditions as may be prescribed.

13. *Archival Advisory Board.*— (1) The Government may, by notification in the Official

Gazette, constitute an Archival Advisory Board for the purposes of this Act.

(2) The Board shall consist of the following members, namely:—

- | | |
|---|--------------------------------------|
| (a) Secretary Archives,
Government of Goa | Chairperson,
ex officio; |
| (b) Two officers not
below the rank of
Under Secretary to the
Government of Goa,
each from the Revenue
Department and
Registration Department | Members,
ex officio; |
| (c) Two representatives
not below the rank of
Under Secretary to the
Government of Goa
nominated by the
Government | Members; |
| (d) Three persons to be
nominated by the
State Government for the
period not exceeding
three years, one being
an Archivist and two
being Professors in the
Post-graduate Department
of History in any
recognized University. | Members; |
| (e) Director | Member-
Secretary,
ex officio. |

(3) The members nominated under clause (d) of sub-section (2) shall be paid such allowances as may be prescribed.

14. *Functions of the Board.*— The Board shall performs the following functions, namely:—

- (a) advise the Government on matters concerning the administration, management, conservation and use of public records;

(b) lay down guidelines for training of Archivists;

(c) give directions for acquisition of records from private custody;

(d) deal with such other matters as may be prescribed.

15. *Power of the Director to lay down norms and standards for courses in archival science.*— The Director shall have the power to lay down norms and standards for courses curricula, assessment and examinations relating to the training in archival science and other ancillary subjects.

16. *Protection of action taken in good faith.*— No suit, prosecution or other legal proceedings shall lie against any person in respect of anything which is in good faith done or intended to be done in pursuance of this Act or the rules made thereunder.

17. *Power to make rules.*— (1) The Government may, by notification in the Official Gazette, and subject to condition of previous publications, make rules to carry out the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the period after which public records of permanent nature may be accepted under clause (b) of sub-section (2) of section 3;

(b) the manner in which periodical review of classified public records for downgrading shall be undertaken under clause (f) of sub-section (1) of section 6;

(c) the manner of submission of annual report to the Director under clause (k) of sub-section (1) of section 6;

(d) the manner in which and the conditions subject to which public records may be destroyed or disposed of under sub-section (1) of section 8;

(e) the manner in which and the conditions subject to which records of

public or national importance may be made available to research scholar under sub-section (2) of section 11;

(f) exceptions and restrictions subject to which public records may be made available to a research scholar under sub-section (1) of section 12;

(g) the manner in which and the conditions subject to which any records creating agency may grant to any person access to public records in its custody sub-section (2) of section 12;

(h) the allowances payable to members of the Board under sub-section (3) of section 13;

(i) the matters with respect to which the Board may perform its functions under clause (d) of section 14;

(j) any other matter which is required to be, or may be, prescribed.

18. *Power to remove difficulty.*— (1) If any difficulty arises in giving effect to the provisions of this Act, the Government may by order published in the Official Gazette, make such provision, not inconsistent with the provisions of this Act, as appear to it be necessary or expedient for removing the difficulty:

Provided that, no such order shall be made after the expiry of a period of two years from the commencement of this Act.

(2) Every order made under sub-section (1) shall, as soon as may be after it is made, be laid before the State Legislature.

19. *Repeal and saving.*— On and from the date of commencement of this Act, the corresponding provisions of any law in force in the State shall stand repealed:

Provided that such repeal shall not affect —

(a) the previous operation of the provisions so repealed or anything duly done or suffered there under,

(b) any right, privilege, obligation or liability acquired, accrued or incurred under the provisions so repealed,

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the provisions so repealed, or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid, and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said provisions had not been repealed:

Provided that, subject to the proceeding proviso, anything done or any action taken (including any appointment made, notification issued or rule framed) under the provisions so repealed shall be deemed to have been done or taken under the corresponding provisions of this Act and shall continue to be in force.

Statement of Objects and Reasons

The Bill seeks to regulate the management, administration and preservation of public records of the Government, local authorities, public sector undertakings, statutory bodies and corporations, commissions and committees constituted by the Government.

This Bill seeks to achieve the above objects.

Financial Memorandum

Clause 13 (3) of the Bill involves financial implications towards creation of Board and payment of allowances to the members nominated under item (d) of sub-clause (2) of clause 13 of the Bill.

Memorandum Regarding Delegated Legislation

Clause 1 (2) of the Bill seeks to empower the Government to appoint the date for bringing into force the Act by Notification in the Official Gazette.

Clause 3 (1) (b) of the Bill seeks to empower the Government to frame rules to specify the period for acceptance for

deposit of public records of permanent nature.

Clause 6 (1) (f) of the Bill seeks to empower the Government to frame rules to specify the manner of periodical review for downgrading of classified public records.

Clause 6 (1) (k) of the Bill seeks to empower the Government to frame rules for specifying the manner for submission of annual report to the Director of Archives.

Clause 8 (1) of the Bill seeks to empower the Government to frame rules to specify the manner and conditions for destruction or disposal of public records.

Clause 11(2) of the Bill seeks to empower the Government to frame rules to specify the manner and condition to make available records to research Scholars.

Clause 12 (1) of the Bill seeks to empower the Government to frame rules to specify exceptions and restrictions.

Clause 12 (2) of the Bill seeks to empower the Government to frame rules to specify the manner and conditions for granting permission to any person access to public record in its custody.

Clause 13 (3) of the Bill seeks to empower the Government to frame rules to specify the allowances to be paid to the nominated members.

Clause 14 (d) of the Bill seeks to empower the Government to frame rules for dealing with other matters

These delegations are of normal Character.

Porvorim Goa.
03-08-2023.

SUBHASH PHAL DESSAI
Minister for Archives.

Assembly Hall,
Porvorim, Goa.
03-08-2023.

NAMRATA ULMAN
Secretary to the
Legislative Assembly of Goa.

Notification

LA/LEGN/2023/1546

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 7th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

**The Goa Non-Biodegradable Garbage
(Control) (Amendment) Bill, 2023**

(Bill No. 40 of 2023)

A

BILL

further to amend the Goa Non-Biodegradable Garbage (Control) Act, 1996 (Goa Act 5 of 1997).

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Non-Biodegradable Garbage (Control) (Amendment) Act, 2023.

(2) It shall come into force at once.

2. *Amendment of section 2.*— In section 2 of the Goa Non-Biodegradable Garbage (Control) Act, 1996 (Goa Act 5 of 1997) (hereinafter referred to as the “principal Act”),-

(i) clauses (aa) and (ab) shall be renumbered as clauses (ab) and (ac) respectively;

(ii) before clause (ab) so renumbered, the following clause shall be inserted, namely:—

“(aa) “brand owner” means a person or a company who manufactures and sells any commodity under a registered brand label;”;

(iii) clause (ba) shall be renumbered as clause (bb);

(iv) before clause (bb) so renumbered, the following clause shall be inserted, namely:—

“(ba) “Importer” means a person who imports non-biodegradable packaging product or products;”;

(v) after clause (k), the following clause shall be inserted, namely:—

“(ka) “Producer” means person engaged in manufacture or import of products made out of non-biodegradable materials for packaging or wrapping the commodity;”.

3. *Substitution of section 5.*— For section 5 of the principal Act, the following section shall be substituted, namely:—

“5. *Duty of Owner, Occupier, Producer, Importer and Brand Owner to collect and deposit Non-Biodegradable garbage.*— The Owner, Occupier, Producer, Importer and Brand Owner shall collect or cause to be collected from their respective land, buildings or locality, the non-biodegradable garbage and deposit or cause to be deposited the same in public receptacles or places provided for temporary deposit or collection of the non-biodegradable garbage or to the agency appointed for the purpose by following the procedure as specified by the Government by Notification in the Official Gazette.”.

4. *Amendment of Schedule.*— In the Schedule to the principal Act, after item at Serial No. (13), the following items shall be inserted, namely:—

“(14) Glass;

(15) Aluminium.”.

Statement of Objects and Reasons

The Bill seeks to amend sections 2 and section 5 of the Goa Non-Biodegradable Garbage (Control) Act, 1996 so as to define brand owner, importer and producer as well as their duties to deposit Non-Biodegradable Garbage to the agency at appointed for the propose by the State Government by way of Notification and to include glass and

aluminum in the schedule. This amendment has been sought to ensure proper collection and disposal Goa Non-Biodegradable Garbage in the State of Goa.

This Bill seeks to achieve the above objects.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

No delegated legislation is envisaged in this Bill.

Porvorim Goa.
04th August, 2023.

NILESH CABRAL
Minister for Environment
and Climate Change.

Assembly Hall,
Porvorim, Goa.
04th August, 2023.

NAMRATA ULMAN
Secretary to the
Legislative Assembly of Goa.

ANNEXURE

Name of The Bill: The Goa Non-Biodegradable Garbage (Control Amendment) Bill, 2023.

Sr. No.	Existing Provision	Amendment proposed in the Bill	Justification for amendment
1	2	3	4
1.	<i>Section 2 Definitions— (aa)</i> “commercial establishment” means an establishment used for commercial purpose, such as, bars, shacks, restaurants, private offices, fitness clubs, retails stores, banks, financial institutions, supermarkets, auto and boat dealership, etc. and other such establishment;]	<i>Amendment of Section 2.—</i> In Section 2 of the Goa Non-Biodegradable Garbage Control Act, 1996 (Goa Act of 5 of 1997) (hereinafter referred to as the (“Principal Act”) (i) For clause (aa) and (ab) shall be renumbered as clauses (ab) and (ac) respectively; (ii) before clause (ab) so renumbered the following clause shall be inserted, namely:— (aa) “brand owner” means a person or company who manufactures and sells any commodity under registered brand label;	The purpose of the insertion is to define brand owner and specify duties to such brand owners for ensuring proper segregation and collection of non biodegradable garbage.
	[(ba) ‘inert waste means which is neither chemically nor biologically reactive and will not decompose;]	“(ba)” “Importer” means a person who imports non-biodegradable packaging product or products;”; (v) after clause (k) the following clause shall be inserted, namely:-	The purpose of the insertion is to define Importer and specify duties to such brand owners for ensuring proper segregation and collection of non biodegradable garbage.

1	2	3	4
		“(ka)” “Producer” means person engaged in manufacture or import of products made out of non-biodegradable materials for packaging or wrapping the commodity;”.	The purpose of the insertion is to define Producer and specify duties to such brand owners for ensuring proper segregation and collection of non biodegradable garbage.
		3. <i>Amendment of section 5.</i> — for section 5 of the principal Act, the following section shall be substituted, namely:-	
	[5. Duty of owner and occupier to collect, segregated and store non-biodegradable garbage etc.- it shall be the duty of the owner and occupier to collect and segregate the non-biodegradable garbage generated within their place and store securely until it is handed over to the local authority.]	“5. <i>Duty of Owner, Occupier, Producer, Importer and Brand Owner to collect and deposit Non-Biodegradable garbage.</i> — The Owner, Occupier, Producer, Importer and Brand Owner shall collect or cause to be collected from their respective land, buildings or locality, the non-biodegradable garbage and deposit or cause to be deposited, the same in public receptacles, or places provided for temporary deposit or collection of the non-biodegradable garbage or to the agency appointed for the purpose by following the procedure as specified by the Government by Notification in the Official Gazette.”.	Purpose of the amendment is to include Duty to the Brand Owner, Producer and Importer for depositing the non biodegradable waste at the location and to the agency that is notified by the State Government .
		4. <i>Amendment of Schedule.</i> — In the Schedule to the principal Act, after item at Serial No. (13), the following items shall be inserted, namely:-	
	Schedule [See section 2(e)] (1) Polyethylene; (2) Polycarbonate; (3) Polypropy lene; (4) Polystyrene; (5) Polyziny 1 Chloride (PVC); (6) ABS; (7) Acetal; (8) Acrylic; (9) Cellulose Acetate; (10) Cellulose Acetate Butyrate; (11) Nylon. [(12) Styrofoam;(13) Inter waste;]	Schedule [See section 2(e)] (1) Polyethylene ; (2) Polycarbonate; (3) Polypropy lene; (4) Polystyrene; (5) Polyziny1 Chloride (PVC); (6) ABS; (7) Acetal; (8) Acrylic; (9) Cellulose Acetate; (10) Cellulose Acetate Butyrate; (11) Nylon. [(12) Styrofoam; (13) Inter waste;] (14) Glass; (15) Aluminum	Purpose of insertion is to include Glass and Aluminum Packaging in the non biodegradable waste.

Notification

LA/LEGN/2023/1547

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 7th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

**The Goa Waste Management
(Amendment) Bill, 2023**

(Bill No. 41 of 2023)

A

BILL

further to amend the Goa Waste Management Act, 2016 (Goa Act 19 of 2016).

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Waste Management (Amendment) Act, 2023.

(2) It shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. *Amendment of Section 13.*— In section 13 of the Goa Waste Management Act, 2016 (Goa Act 19 of 2016), in clause (ii), sub-clause (n) shall be numbered as sub-clause (p) and before sub-clause (p) so numbered the following sub-clauses shall be, inserted, namely:—

“(n) Carry out consultancy work and project management for waste management projects in India and outside India;”

(o) Set up Goa Waste Management Institute in collaboration with an institute of repute or the Directorate of Skill Development and Entrepreneurship/ GIPARD etc.”

Statement of Objects and Reasons

The Bill seeks to amend section 13 of the Goa Waste Management Act, 2016 (Goa Act 19 of 2016) so as to make provision to enable corporation to take up consultancy works and also for setting up Goa Waste Management Institute.

The Bill seeks to achieve the above objects.

Financial Memorandum

The financial implications of the amendment will be recovered through the consultancy charges and fees of short-term courses in waste management. The overall cost will be met through the fees charged for courses that will be offered through the proposed institute and part expenditure will be met from out of the annual grant in aid released by Department of Science, Technology & Waste Management under approved scheme and pattern of assistance.

**Memorandum Regarding Delegated
Legislation**

Clause 1(2) of the Bill seeks to empower the Government to appoint the date for bringing into force the Act by Notification in the Official Gazette.

This delegation is of normal character.

(Shri ATANASIO MONSERRATE)

Assembly Hall, Minister for Science,
Porvorim-Goa. Technology and
4th August, 2023. Waste Management.

Assembly Hall, (NAMRATA ULMAN)
Porvorim-Goa. Secretary to the Legislative
4th August, 2023. Assembly of Goa.

ANNEXURE

**Extract of section 13 clause (ii) sub clause (n) of
the Goa Waste Management Corporation
Act, 2016**

13. *Functions:*— The functions of the Corporation shall be:-

(n) exercise any other function for carrying out the purposes of this Act.

(Shri ATANASIO MONSERRATE)

Assembly Hall, Minister for Science,
Porvorim-Goa. Technology and
4th August, 2023. Waste Management.

Assembly Hall, (NAMRATA ULMAN)
Porvorim-Goa. Secretary to the Legislative
4th August, 2023. Assembly of Goa.

Notification

LA/LEGN/2023/1560

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 4th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

**The Societies Registration
(Goa Amendment) Bill, 2023**

(Bill No. 37 of 2023)

A

BILL

further to amend the Societies Registration Act, 1860 (Act 21 of 1860), as in force in the State of Goa.

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Societies Registration (Goa Amendment) Act, 2023.

(2) It shall come into force at once.

2. *Insertion of new section 20AA.*— After section 20A of the Societies Registration Act, 1860 (Act 21 of 1860), as in force in the State of Goa (hereinafter referred to as the “principal Act”), the following section shall be inserted, namely:—

“20AA. *Power of the Government to appoint Administrator.*— (1) If the Government, on receipt of a report from the Inspector General or otherwise, is satisfied that,—

(a) there is a need to secure proper management of the business of the society generally, or

(b) there is a need for preventing the affairs of the society from being conducted in a manner detrimental to the interest of the members, or

(c) there is apprehension that the affairs of the society are being so conducted to defeat the objects of the society or that the society or it's governing body is guilty of mismanagement, or

(d) there is any serious lapse on the part of the governing body in conducting administration of the society or in maintaining proper records of the society, or in maintaining proper accounts of the society, or

(e) there are any violations of any of the bye-laws of the society, or

(f) there is mismanagement in the election process of the governing body of the society,

the Government may, by order published in the Official Gazette, appoint any person other than the member of such society as a sole Administrator or constitute a Committee of Administrators not exceeding three Administrators with one amongst them as a Chairman of such committee, for such period, not exceeding six months, as may be specified in the order, to manage the affairs of the society within the framework of such society:

Provided that for reasons to be recorded in writing, the Government may, by like order, extend either prospectively or retrospectively, the said period by any further periods not exceeding six months at a time, so however the aggregate period shall not extend beyond four years.

(2) On the appointment of the Administrator or of the Committee of Administrators under sub-section (1) and during the period of such appointment the governing body of the society shall cease to exercise any powers and perform and discharge any functions or duties conferred or imposed on it by this Act, or its memorandum of association or the rules and regulations or any other law and subject to any directions which the Government may from time to time issue, all such powers shall be exercised and functions or duties shall be performed or discharged by the Administrator.

(3) Every Administrator appointed under sub-section (1) shall be paid such honorarium and allowances as may be decided by the Government, the expenditure towards which shall be borne by the society.”.

3. *Amendment of section 20E.*— In section 20E of the principal Act, for the expression “the Inspector-General or against any person appointed for inspection or investigation under section 20A”, the expression “the Inspector-General or any person appointed for inspection or investigation under section 20A or any person/s appointed as Administrator/s under section 20AA” shall be substituted.

Statement of Objects and Reasons

The Bill seeks to insert section 20AA in the Societies Registration Act, 1860 (Act 21 of 1860), as in force in the State of Goa (hereinafter referred to as the “principal Act”), so as to empower the Government to appoint the Administrator/s in certain eventualities to secure the proper management of the business of the society.

The Bill also seeks to amend section 20E of the said Act, so as to protect the persons so appointed as Administrators under said section for anything done in good faith or intended to be done under the said Act or Rules made thereunder.

This Bill seeks to achieve the above objects.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

Clause 2 of the Bill empowers the Government to issue order for appointing an Administrator or a Committee of Administrators.

This delegation is of normal character.

Porvorim, Goa.
04-08-2023.

NILESH CABRAL
Hon. Minister for Law and Judiciary.

Assembly Hall,
Porvorim-Goa.
04-08-2023.

NAMRATA ULMAN
Secretary to the Legislative
Assembly of Goa.

ANNEXURE

Name of The Bill: The Societies Registration (Goa Amendment) Act, 2023.

Sr. No.	Existing Provision	Amendment proposed in the Bill	Justification for amendment
1	2	3	4
1.	<i>20A. Investigation of affairs of society.</i> — (1) Where, on information received under section 4A or otherwise, or in circumstances referred to in section 12D, the Inspector-General is of the opinion that there is apprehension that the affairs of the society registered under this Act, are being so conducted as to defeat the objects of the society or that the society or its governing body, by whatever name called, or any officer thereof in actual effective	<i>Insertion of new section 20AA.</i> — After section 20A of the Societies Registration Act, 1860 (Act 21 of 1860), as in force in the State of Goa (hereinafter referred to as the “principal Act”), the following section shall be inserted, namely:— “20AA. <i>Power of the Government to appoint Administrator.</i> —(1) If the Government, on receipt of a report from the Inspector General or otherwise, is satisfied that,— (a) there is a need to secure proper management of the	The Bill seeks to insert section 20AA in the Societies Registration Act, 1860 (Act 21 of 1860), as in force in the State of Goa (hereinafter referred to as the “principal Act”), so as to empower the Government to appoint the Administrator/s in certain eventualities to secure the proper management of the business of the society.

1	2	3	4
	control of the society is guilty of mismanaging its affairs or of any breach of fiduciary or other like obligations, the Inspector-General may, either himself or by any person appointed by him in that behalf, inspect or investigate into the affairs of the society or inspect any institution managed by the society.	<p>business of the society generally, or</p> <p>(b) there is a need for preventing the affairs of the society from being conducted in a manner detrimental to the interest of the members, or</p> <p>(c) there is apprehension that the affairs of the society are being so conducted to defeat the objects of the society or that the society or its governing body is guilty of mismanagement, or</p> <p>(d) there is any serious lapse on the part of the governing body in conducting administration of the society or in maintaining proper records of the society, or in maintaining proper accounts of the society, or</p> <p>(e) there are any violations of any of the bye-laws of the society, or</p> <p>(f) there is mismanagement in the election process of the governing body of the society, the Government may, by order published in the Official Gazette, appoint any person other than the member of such society as a sole Administrator or constitute a Committee of Administrators not exceeding three Administrators with one amongst them as a Chairman of such committee, for such period, not exceeding six months, as may be specified in the order, to manage the affairs of the society within the framework of such society:</p> <p>Provided that for reasons to be recorded in writing, the Government may, by like order, extend either prospectively or retrospectively, the said period by any further periods not exceeding six months at a time, so however the aggregate period shall not extend beyond four years.</p>	

1	2	3	4
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(2) On the appointment of the Administrator or of the Committee of Administrators under sub-section (1) and during the period of such appointment the governing body of the society shall cease to exercise any powers and perform and discharge any functions or duties conferred or imposed on it by this Act, or its memorandum of association or the rules and regulations or any other law and subject to any directions which the Government may from time to time issue, all such powers shall be exercised and functions or duties shall be performed or discharged by the Administrator.

(3) Every Administrator appointed under sub-section (1) shall be paid such honorarium and allowances as may be decided by the Government, the expenditure towards which shall be borne by the society."

2. *20E. Indemnity.*— No suit, prosecution or other legal proceedings shall lie in any court against the Government, the Inspector-General or against any person appointed for inspection or investigation under section 20A, for anything good faith done or intended to be done under this Act or rules made thereunder."

3. *Amendment of section 20E.*— In section 20E of the principal Act, for the expression "the Inspector-General or against any person appointed for inspection or investigation under section 20A", the expression "the Inspector General or any person appointed for inspection or investigation under section 20A or any person/s appointed as Administrator/s under section 20AA" shall be substituted.

The Bill also seeks to amend section 20E of the said Act, so as to protect the persons so appointed as Administrators under said section for anything done in good faith or intended to be done under the said Act or Rules made thereunder.

Notification

LA/LEGN/2023/1561

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 8th August 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

**The Goa Ancient and Historical Records,
Acquisition and Preservation Bill, 2023**

(Bill No. 39 of 2023)

A

BILL

to provide for the management, administration and preservation of ancient and historical records of the State of Goa other than those declared by or under any law made by Parliament to be of national importance and for matters connected therewith or incidental thereto.

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called The Goa Ancient and Historical Records, Acquisition and Preservation Act, 2023.

(2) It shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. *Definitions.*— In this Act, unless the context otherwise requires,—

(a) “Archivist” means the officer appointed by the Government under sub-section (1) of section 5;

(b) “Committee” means the Ancient and Historical Records Survey Committee constituted under sub-section (1) of section 12;

(c) “Director” means the Director of Department of Goa Gazetteer and Historical Records appointed by the Government and includes any officer authorized by the Government to perform the duties of the Director;

(d) “Historical records” includes—

(i) any loose manuscript, file or bound volume of erstwhile Portuguese era or post liberation era having historical importance from academic and research perspective or political significance;

(ii) any photograph of any historical event or incidence etc.;

(iii) any reproduction of image or images embodied in a microfilm (whether enlarged or not);

(e) “Mission” means the State Mission for Manuscript.

(f) “prescribed” means prescribed by rules made under this Act;

3. *Power of the Government to coordinate, regulate and supervise operations connected with administration, management, etc., of historical records.*— (1) The Government shall have the power to coordinate, regulate and supervise the operations connected with the administration, management, preservation, selection, disposal and retirement of historical records under this Act.

(2) The Government in relation to the ancient and historical records may by order, authorize the Director of Department of Goa Gazetteer and Historical Records subject to such conditions as may be specified in the order, to carry out all or any of the following functions, namely:—

(a) supervision, management and control of the ancient and historical records;

(b) acceptance for deposit of ancient and historical records of permanent value from various Departments of Government;

(c) custody and use of ancient and historical records;

(d) to acquire digital copies of the ancient and historical records related to Goa available in various institutions in India and abroad;

(e) arrangement, preservation and exhibition of ancient and historical records;

(f) preparation of inventories, indices, catalogues and other reference media of ancient and historical records;

(g) analyzing, developing, promoting and coordinating the standards, procedures and the techniques for improvement of the ancient and historical records management system;

(h) ensuring the maintenance, arrangement and security of ancient and historical records;

(i) promoting utilization of available space and maintenance of equipments for preserving ancient and historical records;

(j) tendering advice to private institutions/organizations and individuals having ancient and historical records on the compilation, classification and disposal of records and application of standard, procedures and techniques of manuscript conservation;

(k) survey and inspection of ancient and historical records;

(l) organizing training programmes in various disciplines of Manuscript conservation and paleography;

(m) accepting ancient and historical records from any private source;

(n) regulating access to ancient and historical records;

(o) receiving records from defunct bodies and making arrangement for securing ancient and historical records in the event of national/state emergency;

(p) receiving reports on records management and disposal practices from the Archivist of the Department;

(q) providing authenticated copies of, or extracts from, ancient and historical records;

(r) obtaining on lease or purchasing or accepting as gift any document of ancient and historical or national importance.

(s) setting up State Mission for Manuscript and establishment of Manuscript Conservation Centre. The Director shall act as the Project Director of the Mission.

4. *Prohibition against taking of ancient and historical records out of State*— No person shall take or cause to be taken out of State any ancient and historical records without the prior approval of the State Government.

Provided that no such prior approval shall be required if any records are taken or sent out of State for any official purpose.

5. *Archivist.* — (1) The Government may appoint Archivist for the Department of Goa Gazetteer and Historical Records to discharge the functions under this Act.

(2) He shall be responsible for the conservation and preservation of the Manuscripts.

6. *Responsibilities of Archivist.*—(1) The Archivist shall be responsible for—

(a) proper arrangement, maintenance and preservation of ancient and historical records under his charge;

(b) periodical review of all Historical records;

(c) appraisal of historical records with a view to retaining historical records of permanent value;

(d) destruction of historical records in such manner and subject to such conditions as may be prescribed under sub-section (1) of section 8;

(e) compilation of a schedule of retention for historical records;

(f) adoption of such standards, procedures and techniques as may be recommended

from time to time by the Director for improvement of manuscript management system and maintenance of security of historical records;

(g) compilation of annual indices of ancient and historical records;

(h) assisting the Director for management and conservation of all ancient and historical records;

(i) submission of annual report to the Director in such manner as may be prescribed;

(2) The Archivist shall act under the direction of the Director while discharging the responsibilities specified in sub-section (1).

7. Archivist to take appropriate action in the event of unauthorized removal, destruction, etc., of ancient and historical records in his custody.—(1) The Archivist shall, in the event of any unauthorized removal, destruction, defacement or alteration of any ancient and historical records under his charge, forthwith take appropriate action for the recovery or restoration of such ancient and historical record.

(2) The Archivist shall submit a report in writing to the Director without any delay on any information about any unauthorized removal, destruction, defacement or alteration of any ancient and historical record under his charge and about the action initiated by him and shall take action as he may deem necessary subject to the directions, if any, given by the Director.

(3) The Archivist may seek assistance from any Government officer or any other person for the purpose of recovery or restoration of any ancient and historical record and such officer or person shall render all assistance to the Archivist.

8. Destruction or disposal of historical records.—(1) No historical record shall be destroyed or otherwise disposed of except in such manner and subject to such conditions as may be prescribed.

(2) No ancient and historical record created before the year 1961 shall be destroyed except where in the opinion of the Director, it is so defaced or is in such condition that it cannot be put to any archival use.

9. Penalty for contraventions.—Whosoever contravenes any of the provisions of section 4 or section 8 shall be punishable with imprisonment for a term which may extend to five years or with fine which may extend to ten thousand rupees or with both.

10. Receipt of records from private sources.—(1) The Department of Goa Gazetteer and Historical Records may acquire any ancient and historical record from any person by way of gift, purchase or otherwise.

(2) The Department of Goa Gazetteer and Historical Records may, in such manner and subject to such conditions as may be prescribed, make any ancient and historical record referred to in sub-section (1) available to any bona-fide research scholar.

11. Access to ancient and historical records.— All unclassified ancient and historical records transferred to the Department of Goa Gazetteer and Historical Records may be, subject to such exceptions and restrictions as may be prescribed, made available to any bona fide research scholar.

12. Ancient and Historical Records Survey Committee.— (1) The Government may, by notification in the Official Gazette, constitute Ancient and Historical Records Survey Committee for the purposes of this Act.

(2) The Committee shall consist of the following members, namely:—

- | | |
|--|-----------------------------|
| (a) Secretary to the,
Government of Goa
The Department of
Goa Gazetteer and
Historical Records | Chairperson,
ex-officio; |
| (b) Three persons to be
nominated by the
Members; Government | Members; |

for a period not exceeding three years, one being an Archivist and two being Professors in the Post-graduate Department of History in any recognized University

(c) One representatives of the Indian Council of Historical Research (ICHR) Member;

(d) Two Memembers of the Institutions from Goa possessing ancient and historical records Members;

(e) Director Member-Secretary, ex officio

(3) The members nominated under clause (d) of sub-section (2) shall be paid such allowances as may be prescribed.

(4) The tenure of the committee shall be three years from the date of its constitution.

(5) The committee shall meet as and when necessary at such time and place as the Chairperson may deem fit.

(6) The Committee shall regulate its own procedure.

13. *Functions of the Committee.*— The Committee shall perform the following functions, namely:—

(a) advise the Government on matters concerning the administration, management, conservation and use of ancient and historical records;

(b) lay down guidelines for conducting trainings on Manuscriptology and Paleography

(c) recommend for acquisition of ancient and historical records of permanent value from any person from any part of the country or abroad;

(d) deal with such other matters as may be prescribed.

14. *Power of the Director to lay down norms and standards for training in Manuscriptology and Paleography.*— The Director shall have the power to lay down norms and standards relating to the training in Manuscriptology and Paleography and other ancillary subjects.

15. *Protection of action taken in good faith.*— No suit, prosecution or other legal proceedings shall lie against any person in respect of anything which is in good faith done or intended to be done in pursuance of this Act or the rules made thereunder.

16. *Power to make rules.*— (1) The Government may, by notification in the Official Gazette, and subject to condition of previous publication, make rules to carry out the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the manner of submission of annual report to the Director under clause of sub-section (1) of section 6;

(b) the manner in which and the conditions subject to which historical records may be destroyed or disposed of under sub-section (1) of section 8;

(c) the manner in which and the conditions subject to which ancient and historical records of national importance may be made available to research scholar under sub-section (2) of section 10;

(d) exceptions and restrictions subject to which ancient and historical records may be made available to a research scholar under section 11;

(e) the allowances payable to members of the Committee under sub-section (3) of section 12;

(f) the matters with respect to which the Committee may perform its functions under clause (d) of section 13;

(g) any other matter which is required to be, or may be, prescribed.

17. *Power to remove difficulty.*—(1) If any difficulty arises in giving effect to the provisions of this Act, the Government may by order published in the Official Gazette, make such provision, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty:

Provided that, no such order shall be made after the expiry of a period of two years from the commencement of this Act.

(2) Every order made under sub-section (1) shall, as soon as may be after it is made, be laid before the State Legislature.

18. *Repeal and saving.*— On and from the date of commencement of this Act, the corresponding provisions of any law in force in the State shall stand repealed:

Provided that such repeal shall not affect—

(a) the previous operation of the provisions so repealed or anything duly done or suffered thereunder;

(b) any right, privilege, obligation or liability acquired, accrued or incurred under the provisions so repealed;

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the provisions so repealed; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid, and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said provision had not been repealed:

Provided further that, subject to the preceeding proviso, anything done or any action taken (including any appointment made, notification issued or rule framed) under the provisions so repealed shall be deemed to have been done or taken under the corresponding provisions of this Act and shall continue to be in force.

Statement of Objects and Reasons

The Bill seeks to provide for management, administration and preservation of ancient and historical records of the State of Goa other than those declared by or under any law made by Parliament to be of national importance.

This Bill seeks to achieve the above objects.

Financial Memorandum

Clause 12 (3) of the Bill involves financial implications towards creation of Ancient and Historical Records Survey Committee and payment of allowances to the members nominated thereof under item (d) of sub-clause (2) of Clause 12.

Memorandum Regarding Delegated Legislation

Clause 1 (2) of the Bill seeks to empower the Government to appoint the date for bringing into force the Act by notification in the Official Gazette.

Clause 6 (i) of the Bill seeks to empower the Government to frame rules to specify the manner for submission of annual report to the Director of Department of Goa Gazetteer and Historical Records.

Clause 10 (2) of the Bill seeks to empower the Government to frame rules to specify the manner and conditions to make available any historical records to any bonafide research scholar.

Clause 11 of the Bill seeks to empower the Government to frame rules to specify expectations and restrictions for making available all unclassified historical records to any bonafide research scholar.

Clause 12 (3) of the Bill seeks to empower the Government to frame rules to specify the allowances to be paid to the nominated members.

Clause 13 (d) of the Bill seeks to empower the Government to frame rules specifying other

matters on which the Committee shall deal with.

Governor's Recommendation under article 207 of the Constitution of India

These delegations are of normal Character.

In pursuance of Article 207 of the Constitution of India, I, P. S. Sreedharan Pillai, Governor of Goa, hereby recommend the introduction and consideration of the Goa Ancient and Historical Records, Acquisition and Preservation Bill, 2023.

Porvorim Goa. DR. PRAMOD SAWANT
07-08-2023. Hon'ble Chief Minister/
Minister for Gazetteer.

Assembly Hall, NAMRATA ULMAN
Porvorim, Goa. Secretary to the
07-08-2023. Legislative Assembly of Goa.

Raj Bhavan,
-08-2023

P.S. SREEDHARAN PILLAI
His Excellency.
Governor of Goa.

Notification

LA/LEGN/2023/1580

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 10th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Appropriation (No. 3) Bill, 2023
(Bill No. 23 of 2023)

A

BILL

to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Goa for the services and purposes of the financial year 2023-2024.

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India, as follows:—

1. *Short title.*— This Act may be called the Goa Appropriation (No. 3) Act, 2023.

2. *Issue of Rs. 26844,40,35,000/-, out of the Consolidated Fund of the State of Goa for the financial year 2023-2024.*— From and out of the Consolidated Fund of the State of Goa, there may be paid and applied sums not exceeding those specified in Column (5) of the Schedule to this Act amounting in the aggregate to the sums of twenty six thousand eight hundred forty four crore forty lakh thirty five thousand rupees towards defraying the several charges which will arise for payment during the financial year 2023-2024 in respect of the services and for purposes specified in Column (2) of the said Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Goa under this Act, shall be appropriated for the services and purposes expressed in the Schedule to this Act in relation to the said financial year.

SCHEDULE
(See sections 2 and 3)

(Rs. in lakhs)

Demand No.	Titles of Demand	Sums not exceeding		Total
		Voted by Assembly	Charged on the Consolidated Fund of the State of Goa	
(1)	(2)	(3)	(4)	(5)
01	Legislature Secretariat	5192.18	426.00	5618.18
A1	Raj Bhavan (Charged)	—	1937.10	1937.10
02	General Administration and Coordination	14732.20	—	14732.20
03	District and Sessions Court, North Goa	4523.54	—	4523.54
04	District and Sessions Court, South Goa	4330.31	—	4330.31
05	Prosecution	1943.44	—	1943.44
06	Election Office	10240.66	—	10240.66
07	Settlement and Land Records	4335.92	—	4335.92
08	Treasury and Accounts Administration, North Goa	179403.90	—	179403.90
09	Treasury and Accounts Administration, South Goa	901.00	—	901.00
A2	Debt Services (Charged)	—	398028.37	398028.37
10	Notary Services	2355.40	—	2355.40
11	Excise	3025.10	—	3025.10
12	Commercial Taxes	6173.50	—	6173.50
13	Transport	29675.38	—	29675.38
A3	Goa Public Service Commission (Charged)	—	821.70	821.70
14	Goa Sadan	701.20	—	701.20
15	Collectorate, North Goa	6710.65	—	6710.65
16	Collectorate, South Goa	6620.42	—	6620.42
17	Police	99389.07	—	99389.07
18	Jails	2764.60	—	2764.60
19	Industries, Trade and Commerce	8526.40	—	8526.40
20	Printing and Stationery	1951.00	—	1951.00
21	Public Works	268754.09	—	268754.09
22	Vigilance	1196.00	—	1196.00

(Rs. in lakhs)				
(1)	(2)	(3)	(4)	(5)
23	Home	8447.33	—	8447.33
24	Environment	3113.50	—	3113.50
25	Home Guards and Civil Defence	4500.54	—	4500.54
26	Fire and Emergency Services	12919.11	—	12919.11
27	Official Language	2165.00	—	2165.00
28	Administrative Tribunal	277.20	—	277.20
29	Public Grievances	186.00	—	186.00
30	Small Savings and Lotteries	2261.00	—	2261.00
31	Panchayats	35695.04	—	35695.04
32	Finance	38650.00	—	38650.00
33	Revenue	2190.22	—	2190.22
34	School Education	219403.95	—	219403.95
35	Higher Education	58915.71	—	58915.71
36	Technical Education	9645.53	—	9645.53
37	Government Polytechnic, Panaji	3711.65	—	3711.65
38	Government Polytechnic, Bicholim	1730.02	—	1730.02
39	Government Polytechnic, Curchorem	1129.50	—	1129.50
40	Goa College of Engineering	6347.21		6347.21
41	Goa Architecture College	1609.20	—	1609.20
42	Sports and Youth Affairs	38424.40	—	38424.40
43	Art and Culture	19560.93	—	19560.93
44	Goa College of Art	891.50	—	891.50
45	Department of Archives	2737.35	—	2737.35
46	Museum	1467.70	—	1467.70
47	Goa Medical College	107135.96	—	107135.96
48	Health Services	104564.90	—	104564.90
49	Institute of Psychiatry and Human Behaviour	7200.90	—	7200.90
50	Goa College of Pharmacy	3943.05	—	3943.05
51	Goa Dental College	10740.12	—	10740.12
52	Labour	10573.70	—	10573.70

(Rs. in lakhs)				
(1)	(2)	(3)	(4)	(5)
53	Food and Drugs Administration	2826.44	—	2826.44
54	Town and Country Planning	4051.80	—	4051.80
55	Municipal Administration	60432.06	—	60432.06
56	Information and Publicity	7604.20	—	7604.20
57	Social Welfare	49998.11	—	49998.11
58	Women and Child Development	50395.07	—	50395.07
59	Factories and Boilers	1475.00	—	1475.00
60	Employment	981.20	—	981.20
61	Skill Development and Entrepreneurship	14824.71	—	14824.71
62	Law	19042.75	—	19042.75
63	Rajya Sainik Board	341.32	—	341.32
64	Agriculture	27747.69	—	27747.69
65	Animal Husbandry and Veterinary Services	17956.18	—	17956.18
66	Fisheries	10043.54	—	10043.54
67	Ports Administration	8559.20	—	8559.20
68	Forests	17565.42	—	17565.42
69	Handicraft, Textile and Coir	3285.70	—	3285.70
70	Civil Supplies	8851.50	—	8851.50
71	Cooperation	4508.96	—	4508.96
72	Science and Technology	21615.00	—	21615.00
73	State Election Commission	930.00	—	930.00
74	Water Resources	60563.12	—	60563.12
75	Planning, Statistics and Evaluation	4357.09	—	4357.09
76	Electricity	385636.96	—	385636.96
77	River Navigation	6760.80	—	6760.80
78	Tourism	26485.70	—	26485.70
79	Goa Gazetteer	120.64	—	120.64
80	Legal Metrology	1189.00	—	1189.00
81	Department of Tribal Welfare	16168.64	—	16168.64
82	Information Technology	24113.95	—	24113.95

		(Rs. in lakhs)		
(1)	(2)	(3)	(4)	(5)
83	Mines	3101.85	—	3101.85
84	Civil Aviation	4464.05	—	4464.05
85	Department of Rural Development	22146.63	—	22146.63
86	New and Renewable Energy	6279.24	—	6279.24
87	Department of Archaeology	4759.40	—	4759.40
88	Department of Public Private Partnership	340.00	—	340.00
89	Department of Empowerment of Persons with Disabilities	120.08	—	120.08
TOTAL		2283227.18	401213.17	2684440.35

Statement of Objects and Reasons

The Budget for the year 2023-2024 was presented to the Legislative Assembly on the 29th March, 2023. The Demands for Grants have since been discussed and voted by the Assembly. The Appropriation Bill is, therefore, introduced in accordance with the provisions of Article 204 of the Constitution of India to provide for appropriation out of the Consolidated Fund of the State of Goa of the moneys required for the services during the financial year 2023-2024.

Porvorim, Goa.
10th August, 2023.

Dr. PRAMOD SAWANT
Finance Minister/Chief Minister.

Assembly Hall,
Porvorim, Goa.
10th August, 2023.

NAMRATA ULMAN
Secretary to the
Legislative Assembly of Goa.

Governor's Recommendation under Article 207 of the Constitution of India

In pursuance of Article 207 of the Constitution of India, I, P. S. Sreedharan Pillai, Governor of Goa, hereby recommend the introduction and consideration of the Goa Appropriation (No. 3) Bill, 2023, by the Legislative Assembly of Goa.

Notification

LA/LEGN/2023/1581

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 10th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Appropriation (No. 4) Bill, 2023

(Bill No. 24 of 2023)

A

BILL

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Goa for the services and purposes of the financial year 2023-2024.

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India, as follows:—

1. *Short title.*— This Act may be called the Goa Appropriation (No. 4) Act, 2023.

2. *Issue of Rs. 749,64,17,000/- out of the Consolidated Fund of the State of Goa for the financial year 2023-2024.*— From and out of the Consolidated Fund of the State of Goa, there may be paid and applied sums not exceeding those specified in column (5) of the Schedule hereto amounting in the aggregate to the sums of seven hundred forty nine crore sixty four lakh seventeen thousand rupees towards defraying the several charges which will come in the course of payment during the financial year 2023-2024 in respect of the services and for purposes specified in column (2) of the said Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Goa under this Act, shall be appropriated for the services and purposes expressed in the said Schedule to this Act in relation to the said financial year.

Schedule

(See sections 2 and 3)

(Rs. in lakhs)

Demand No.	Services and purposes	Sums not exceeding		Total
		Voted by Assembly	Charged on the Consolidated Fund of the State of Goa	
(1)	(2)	(3)	(4)	(5)
01	Legislature Secretariat	0.01	—	0.01
A1	Raj Bhavan (Charged)	—	0.01	0.01
02	General Administration and Coordination	1200.04	—	1200.04

(Rs. in lakhs)				
(1)	(2)	(3)	(4)	(5)
03	District and Sessions Court, North Goa	0.01	—	0.01
04	District and Sessions Court, South Goa	0.01	—	0.01
05	Prosecution	0.01	—	0.01
06	Election Office	0.01	—	0.01
07	Settlement and Land Records	0.01	—	0.01
09	Treasury and Accounts Administration, South Goa	0.01	—	0.01
10	Notary Services	0.02	—	0.02
11	Excise	0.01	—	0.01
12	Commercial Taxes	0.01	—	0.01
13	Transport	0.01	—	0.01
A3	Goa Public Service Commission (Charged)	—	0.01	0.01
14	Goa Sadan	0.01	—	0.01
15	Collectorate, North Goa	0.01	—	0.01
16	Collectorate, South Goa	0.01	—	0.01
17	Police	0.01	—	0.01
18	Jails	0.01	—	0.01
19	Industries, Trade and Commerce	0.13	—	0.13
20	Printing and Stationery	0.01	—	0.01
21	Public Works	5640.00	—	5640.00
22	Vigilance	0.01	—	0.01
23	Home	0.01	—	0.01
24	Environment	500.01	—	500.01
25	Home Guards and Civil Defence	0.01	—	0.01
27	Official Language	0.01	—	0.01
28	Administrative Tribunal	0.01	—	0.01
29	Public Grievances	0.01	—	0.01
30	Small Savings and Lotteries	0.14	—	0.14
31	Panchayats	0.03	—	0.03
34	School Education	619.13	—	619.13
35	Higher Education	0.01	—	0.01
36	Technical Education	0.01	—	0.01
39	Government Polytechnic, Curchorem	0.01	—	0.01

(Rs. in lakhs)				
(1)	(2)	(3)	(4)	(5)
40	Goa College of Engineering	0.01	—	0.01
41	Goa Architecture College	0.01	—	0.01
42	Sports and Youth Affairs	10000.01	—	10000.01
43	Art and Culture	0.02	—	0.02
44	Goa College of Art	0.01	—	0.01
46	Museum	0.01	—	0.01
49	Institute of Psychiatry and Human Behaviour	0.03	—	0.03
50	Goa College of Pharmacy	0.01	—	0.01
52	Labour	0.01	—	0.01
54	Town and Country Planning	0.01	—	0.01
55	Municipal Administration	4151.27	—	4151.27
56	Information and Publicity	2500.01	—	2500.01
57	Social Welfare	1000.03	—	1000.03
58	Women and Child Development	102.53	—	102.53
60	Employment	0.01	—	0.01
61	Skill Development and Entrepreneurship	0.04	—	0.04
62	Law	0.01	—	0.01
63	Rajya Sainik Board	0.01	—	0.01
64	Agriculture	2100.02	—	2100.02
65	Animal Husbandary and Veterinary Services	0.01	—	0.01
66	Fisheries	0.05	—	0.05
67	Ports Administration	0.01	—	0.01
68	Forests	0.01	—	0.01
69	Handicraft, Textile and Coir	0.01	—	0.01
70	Civil Supplies	0.04	—	0.04
71	Cooperation	0.01	—	0.01
72	Science and Technology	0.01	—	0.01
73	State Election Commission	0.01	—	0.01
74	Water Resources	4600.01	—	4600.01
75	Planning, Statistics and Evaluation	0.01	—	0.01
76	Electricity	40550.01	—	40550.01
77	River Navigation	0.01	—	0.01
78	Tourism	0.03	—	0.03
79	Goa Gazetteer	0.01	—	0.01
80	Legal Metrology	0.01	—	0.01

(Rs. in lakhs)				
(1)	(2)	(3)	(4)	(5)
81	Department of Tribal Welfare	2000.01	—	2000.01
82	Information Technology	0.01	—	0.01
83	Mines	0.01	—	0.01
84	Civil Aviation	0.01	—	0.01
85	Department of Rural Development	0.02	—	0.02
86	New and Renewable energy	0.01	—	0.01
87	Department of Archaeology	0.01	—	0.01
88	Department of Public Private Partnership	0.01	—	0.01
TOTAL		74964.15	0.02	74964.17

Statement of Objects and Reasons

The Supplementary Demands for Grants for the year 2023-2024 (First Batch) was presented to the Legislative Assembly. This Bill is introduced in pursuance of Article 204 read with Article 205 of the Constitution of India to provide for appropriation of certain further sums from and out of the Consolidated Fund of the State of Goa, to meet the expenditure on certain services, granted by the Legislative Assembly for those services, during the financial year 2023-2024.

Porvorim, Goa.
10th August, 2023.

Dr. PRAMOD SAWANT
Finance Minister/Chief Minister

Assembly Hall,
Porvorim, Goa.
10th August, 2023

NAMRATA ULMAN
Secretary to the
Legislative Assembly of Goa.

Governor's Recommendation under Article 207 of the
Constitution of India

In pursuance of Article 207 of the Constitution of India, I, P. S. Sreedharan Pillai, Governor of Goa, hereby recommend the introduction and consideration of the Goa Appropriation (No. 4) Bill, 2023, by the Legislative Assembly of Goa.

Notification

LA/LEGN/2023/1582

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 10th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

**The Goa Salary, Allowances and Pension
of Members of the Legislative Assembly
(Amendment) Bill, 2023**

(Bill No. 43 of 2023)

A

BILL

*further to amend the Goa Salary, Allowances
and Pension of Members of the Legislative
Assembly Act, 2004 (Goa Act 20 of 2004).*

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Salary, Allowances and Pension of Members of the Legislative Assembly (Amendment) Act, 2023.

(2) It shall come into force at once.

2. *Amendment of section 3.*— In section 3 of the Goa Salary, Allowances and Pension of Members of the Legislative Assembly Act, 2004 (Goa Act 20 of 2004) (hereinafter referred to as the “principal Act”), in sub-section (2), for the expression “Rs. 3,000/- (Rupees three thousand only)”, the expression “Rs. 4,000/- (Rupees four thousand only)” shall be substituted.

3. *Amendment of section 5.*— In section 5 of the principal Act, in sub-section (1), for the words “rupees fifteen lakhs”, wherever they occur, the words “rupees forty lakhs” shall be substituted.

4. *Amendment of section 6.*— In section 6 of the principal Act, in sub-section (1),-

(i) for the letters, figures and word “Rs. 30 lakhs”, the letters, figures and word “Rs. 50 lakhs” shall be substituted;

(ii) the words “and such housing advance can be availed of by a member only once during his life time” shall be omitted;

(iii) after the existing proviso, the following proviso shall be inserted, namely:—

“Provided further that a member who has fully repaid the housing advance availed under this sub-section may, during his term of office, be sanctioned another housing advance of upto a maximum of Rs. 50 lakhs.”.

5. *Amendment of section 8.*— In section 8 of the principal Act, for the letters and figures “Rs. 200/-”, the letters and figures “Rs. 500/-” shall be substituted.

6. *Amendment of section 11.*— In section 11 of the principal Act, in sub-section (1),—

(i) for the words “rupees fifteen thousand”, the words “rupees thirty thousand” shall be substituted;

(ii) for the words “two thousand rupees”, the words “four thousand rupees” shall be substituted;

(iii) for the words “rupees seventy thousand”, the words “rupees two lakhs” shall be substituted.

7. *Amendment of section 14.*— In section 14 of the principal Act, in sub-section (3), for the expression “Rs. 7,500/-”, the expression “Rs. 12,000/-” shall be substituted.

8. *Amendment of section 15.*— In section 15 of the principal Act, for the words “three hundred litres”, the words “five hundred litres” shall be substituted.

9. *Amendment of section 16.*— In section 16 of the principal Act, in sub-section (2), for the expression “Rs. 3,00,000/- (Rupees Three lakhs only)”, the expression “Rs. 5,00,000/- (Rupees Five lakhs only)” shall be substituted.

10. *Amendment of section 19.*— In section 19 of the principal Act, for the expression “not more than five persons, viz., one person as a Personal Secretary in the pay scale of Head Clerk and one Lower Division Clerk, one Peon and two Drivers”, the expression “not more than seven persons, viz., one person as a Personal Secretary in the pay scale of Head Clerk, one person as a Personal Assistant in the pay scale of Upper Division Clerk and two Lower Division Clerks, one Peon and two Drivers” shall be substituted.

Statement of Objects and Reasons

In view of rising prices and considering present day cost, the Bill seeks to amend section 3 of the Goa Salary, Allowances and Pension of Members of the Legislative Assembly Act, 2004 (Goa Act 20 of 2004) (hereinafter referred to as the “said Act”), so as to enhance the amount from rupees three thousand to rupees four thousand entitled to a member of the Legislative Assembly for each day on duty in lieu of the accommodation to be provided to him during his period on duty.

The Bill also seeks to amend section 5 of the said Act so as to increase repayable motor car advance admissible to a member from rupees fifteen lakhs to rupees forty lakhs.

The Bill also seeks to amend section 6 of the said Act so as to enhance housing advance from rupees thirty lakhs to rupees fifty lakhs.

The Bill also seeks to amend section 8 of the said Act so as to enhance the contribution of a member, who have availed the motor car advance or housing advance, to the fund of unrecoverable advances from rupees two hundred to rupees five hundred per annum for every lakh of rupees of such advance granted.

The Bill also seeks to amend section 11 of the said Act so as to enhance pension admissible to a member from rupees fifteen thousand to rupees thirty thousand per month for the first year and enhance pension admissible for every successive year of his

membership in the Assembly from rupees two thousand to rupees four thousand per month and to enhance maximum ceiling from rupees seventy thousand to rupees two lakhs per month.

The Bill also seeks to amend section 14 of the said Act so as to enhance amount towards reimbursement to a member during his travel outside the State in lieu of accommodation from rupees seven thousand five hundred to rupees twelve thousand.

The Bill also seeks to amend section 15 of the said Act so as to increase the quota of petrol/diesel admissible to a member per month for the use of his personal vehicle from three hundred liters to five hundred liters.

The Bill also seeks to amend section 16 of the said Act so as to enhance the powers of the Speaker to sanction the medical Bills of a member from rupees three lakhs to rupees five lakhs.

The Bill also seeks to amend section 19 of the said Act so as to enable a member to appoint a Personal Assistant and one more Lower Division Clerk.

This Bill seeks to achieve the above objects.

Financial Memorandum

The total financial implications on account of the amendment to sections 3, 5, 6, 11, 14, 15, 16 and 19 proposed in the Bill, would be to the tune of Rs. 1946.00 lakhs (Rupees Nineteen Crore forty six lakhs only) per annum.

Memorandum Regarding Delegated Legislation

No delegated legislation is involved in this Bill.

Porvorim-Goa.
9th August, 2023.

NILESH CABRAL
Minister for Law, Judiciary
and Legislative Affairs.

Assembly Hall,
Porvorim-Goa.
9th August, 2023.

NAMRATA ULMAN
Secretary to the Legislative
Assembly of Goa.

Governor's Recommendation under Article
207 of the Constitution of India

In pursuance of Article 207 of the Constitution of India, I, Shreedharan Pillai, Governor of Goa, hereby recommend the introduction and consideration of the Goa Salary, Allowances and Pension of Members of the Legislative Assembly (Amendment) Bill, 2023, by the Legislative Assembly of Goa.

ANNEXURE

**Extract of sections 3, 5, 6, 8, 11, 14,15, 16 and
19 of the Goa Salary, Allowances and Pension
of the Members of the Legislative Assembly
Act, 2004 (Goa Act No. 20 of 2004).**

Section 3

3. *Salaries and daily allowances.*— (1) A member shall be entitled to receive salary at the rate of ten thousand rupees per month during his term of office and shall also be entitled to receive daily allowances at the rate of two thousand rupees for each day during any period on duty.

Explanation.— Daily allowance shall be admissible to a member for each day on duty irrespective of the time of his arrival or departure.

Provided that, the amount payable as salary and daily allowances shall be increased from time to time, at the rate arrived after deduction of the rate of dearness allowance as was applicable on the first day of April, 2012, from the rate of dearness allowance as notified from time to time, in terms of the Sixth Central Pay Commission's Recommendations.

(2) A member shall be entitled for an amount of Rs. 3,000/- (Rupees three thousand only), for each day on duty in lieu of the accommodation provided under section 13.

Section 5

5. *Motor car advance.*— (1) Subject to other provisions of this Act and to such conditions as may be prescribed, a Member may be sanctioned, by way of repayable advance, an amount of rupees fifteen lakhs for purchase of new motor car at such installments and interest fixed under the rules:

Provided that a member can avail of the maximum amount of advance of rupees fifteen lakhs and use the same, in part for the purpose of purchase of new motor car and in part for the repayment of outstanding amount of any advance or loan earlier availed of by a member for purchase of motor car either under this Act or any other law or rules made thereunder.

(2) The advance referred to in sub-section (1) may be availed of by a member once every three years provided the member has fully cleared any advance earlier availed under sub-section (1) and if such earlier advance has not been fully cleared, then, the member may be sanctioned a second advance only to the extent of the differential in the amount specified under sub-section (1).

(3) A motor car purchased under sub-section (1) shall be hypothecated to the Government and also insured, in the manner prescribed.

(4) A member may be allowed to sell the motor car purchased under sub-section (1) only for the purpose of repaying the entire amount of advance granted under sub-section (1), with the permission, of the sanctioning authority.

(5) Notwithstanding anything contained in sub-section (1), any advance or loan availed of by a member for purchase of motor car under the provision of any other law or rules made thereunder shall continue to be governed by the provision of such other law or rules.

Section 6

6. *Housing advance.*— (1) Subject to the provisions of this Act, a member may, during his term of office, be sanctioned a housing advance of upto a maximum of Rs. 30 lakhs, repayable within a maximum period of twenty years on such installments and interest as may be fixed by the Speaker, for construction of a house or a bungalow or for acquiring a flat, for residential purpose and such housing advance can be availed of by a member only once during his life time.

Provided that the balance of the increase in the loan amount can be availed of, by any member who has availed of the loan on an earlier occasion.

(2) The terms and conditions for the grant of housing advance under sub-section (1) shall be as prescribed and the recovery of the advance shall be made from the salary and pension of the member in the manner prescribed.

(3) Notwithstanding anything contained in sub-section (1), a member may be allowed to use out of the advance sanctioned to him under this section,

for the purpose of repaying any existing loan availed of by a Member from any Bank or financial institution for the purpose of housing to full extent or for the purpose of carrying out repairs to his house to the extent of 50% of the limit.

(4) A house, bungalow, etc. constructed or a flat acquired with the advance granted under this section shall be mortgaged to the Government by means of a registered deed of mortgage in the manner prescribed and the member shall have no right to sell, mortgage, assign, transfer or alienate in any manner whatsoever such house bungalow, flat, etc. until the entire advance granted under this section is repaid by the member and such mortgage to the Government shall have priority over all other dues.

Section 8

8. *Creation of fund for unrecoverable advances.*— There shall be created a fund under the authority of the Speaker to which shall be credited by every member who has availed of an advance under section 5 or section 6 of this Act, an amount of Rs. 200/- per annum for every lakh of rupees of advance granted under the said sections, and the amount in such fund shall be used towards meeting the unrecoverable advances under any of the provisions of this Act as and when such situation arises, in the manner prescribed. However, the amount credited to such fund shall not be considered as repayment towards the principal or interest of any advance or loan availed of by a member under this Act.

Section 11

11. *Pension.*— (1) Subject to the other provisions of this Act, with effect from the 1st day of July, 2004, there shall be paid to every person who has been a member, a pension of rupees fifteen thousand per mensem for the first year and two thousand rupees per month for every successive year of his membership in the Assembly subject to a maximum of rupees seventy thousand per month and while reckoning the period of one year, days exceeding 180 days in a calendar year shall be counted as one year:

Provided that, the amount payable as salary and daily allowances shall be increased from time to time, at the rate arrived after deduction of the rate of dearness allowance as was applicable on the first day of April, 2012, from the rate of dearness allowance as notified from time to time, in terms of the Sixth Central Pay Commission's Recommendations.

Provided that the members of the First Legislative Assembly, the members nominated to the Second Legislative Assembly and the members of the Sixth Legislative Assembly elected from the constituencies of Daman and Diu, of the then Union Territory of Goa, Daman and Diu, and who have served as such members for a period which falls short of five years, shall be deemed to have completed a term of five years and be paid pension accordingly:

Provided further that pension shall also be paid to the members nominated to the Sixth Legislative Assembly:

Provided also that the said members of the Sixth Legislative Assembly elected from the constituencies of Daman and Diu shall not draw the pension as long as they serve as Councillors of the Union Territory of Daman and Diu:

Provided also that after the death of the person as aforesaid, the pension shall be payable to his widow or her widower, as the case may be, as long as she or he does not remarry and after the death of the widow or widower, as the case may be, the pension shall be payable to the dependent family members of the person as aforesaid till they attain the age of 25 years and to unmarried dependent daughter till she gets married or till her death, whichever is earlier, and such pension shall be payable subject to the provisions in the succeeding sub-sections of this section and the other provisions of this Act.

(2) The pension payable to a person under sub-section (1), in case there be any outstanding amount or loan or any facilities availed under this Act, it shall be first adjusted towards repayment of such outstanding amount or loan or any facility availed of, including interest payable thereon, till such entire outstanding amount or loan or facility is cleared.

(3) Where any person entitled to pension under sub-section (1) –

(i) is elected to the office of the President or Vice-President or is appointed to the office of the Governor of any State or the Administrator of any Union Territory; or

(ii) becomes a member of the Council of States or the House of the People or any Legislative Assembly of a State or Union Territory or any Legislative Council of a State; or

(iii) is employed on a salary under Central Government, or any State Government or any Corporation owned or controlled by the Central Government or by any State Government or any local authority or becomes otherwise entitled to any remuneration from such Government, Corporation or local authority, such person shall not be entitled to any pension under sub-section (1) for the period during which he continues to hold such office or as such member, or is so employed, or continues to be entitled to such remuneration:

Provided that where the salary payable to such person for holding such office or being such member or so employed or whom the remuneration referred to in clause (iii) payable to such person is, in either case, less than the pension payable to him under sub-section (1), such person shall be entitled only to receive the balance as pension under that sub-section.

(4) Where any person entitled to pension under sub-section (1) is also entitled to any pension from the Central Government or any State Government, or any Corporation owned or controlled by the Central Government or any State Government, or any local authority under any law or otherwise, then,

(a) where the amount of pension to which he is entitled under such law or otherwise, is equal to or in excess of that to which he is entitled under sub-section (1), such person shall not be entitled to any pension under that sub-section; and

(b) where the amount of pension to which he is entitled under such law or otherwise, is less than that to which he is entitled under sub-section (1), such person shall be entitled to pension under that sub-section only of an amount which falls short of the amount of pension to which he is otherwise entitled under that sub-section:

Provided that any pension (whether known as Swantantra Sainik Samman pension or by any other name) received by such pensioner as a freedom fighter or any pension received by such pensioner as a teacher in an aided educational institution shall not be taken into account for the purpose of this sub-section and such person shall be entitled to receive such pension in

addition to the pension to which he is entitled under sub-section (1).

(5) In computing the number of years for the purpose of sub-section (1) the period during which a person has served as a Minister as defined in the Goa Salaries and Allowances of Ministers Act, 1964 (Act 3 of 1965) or as a Speaker or Deputy Speaker as defined in the Goa Salaries and Allowances of the Speaker and Deputy Speaker Act, 1964 (Act 4 of 1965) shall also be taken into account.

Section 14

14. Travelling allowance.— (1) In respect of every journey performed by a member for attending to any official business connected with his duties as a member outside the State, he shall be entitled to travelling allowance from his usual place of residence to such place where the business is to be transacted and for the return journey from such place to his usual place of residence, the amount of such allowance shall be the maximum amount which would be admissible in respect of journeys on tour to a Group "A" Officer of the Central Government serving in connection with the administration of the State of Goa and shall also be entitled to an advance of travelling allowance when proceeding on tour outside the State of Goa in connection with his duties as a member on the same terms and conditions as are applicable to the grant of an advance to the Group "A" officer aforesaid in connection with a tour.

Provided that a member shall also be entitled to travelling allowance, at the rate aforesaid for journey made by him for the purpose other than aforesaid, from his usual place of residence to Delhi or any other place within India and for the return journey from such place to his usual place of residence, not more than twice a year.

(2) Notwithstanding anything contained in sub-section (1), a member who performs a journey by road or by air between places connected by rail, whether wholly or in part, may draw the road mileage in place of the travelling allowance which would have been admissible to him if he had travelled by rail or actual air fare for each journey undertaken, as the case may be:

Provided that the total amount of travelling allowance drawn by such member for the entire journey shall not exceed the amount which would have been admissible to him, had he performed the journey by rail or actual, air fare with respect to journey undertaken, as the case may be.

(3) A member travelling outside the State, either in the capacity of committee member or in any other official capacity, shall be entitled for reimbursement of an amount to the extent of Rs. 7,500/- per day in lieu of his/her accommodation/stay during his/her travel as aforesaid

Section 15

15. *Petrol/diesel for personal vehicle.*— A member shall be entitled for a maximum of three hundred litres of petrol/diesel per month, for the use of his personal vehicle, the cost of which shall be borne by the Legislature Secretariat, in the manner prescribed.

Section 16

16. *Medical treatment, etc. to members.*— (1) A Member and the members of his family shall be entitled, free of charge, to accommodation in hospitals maintained by the Government and also to medical treatment in the manner prescribed under this Act.

(2) The Speaker shall have power to sanction medical bills upto an amount of Rs. 3,00,000/- (Rupees Three lakhs only), and for amounts exceeding Rs. 3,00,000/- (Rupees Three lakhs only), the medical bills shall be referred to a panel consisting of the Chief Minister, the Speaker and the Leader of Opposition, for sanction. The operation of this section shall be in the manner prescribed by rules.

Section 19

19. *Staff to Member.*— A member may appoint not more than five persons, viz., one person as a Personal Secretary in the pay scale of Head Clerk and one Lower Division Clerk, one Peon and two Drivers, all carrying the same pay scales as attached to the equivalent posts in the Government. The member may recruit the above staff from the employees who are in service of the Government or the Government Corporations, on deputation, or from outside, whose term shall be co-terminus with the term of a member.

Assembly Hall,
Porvorim-Goa.
9th August, 2023.

NAMRATA ULMAN
Secretary to the Legislative
Assembly of Goa.

Notification

LA/LEGN/2023/1583

The following Bill which was introduced in the Legislative Assembly of the State of Goa on 9th August, 2023 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

**The Goa Information Technology
Development (Amendment)
Bill, 2023**

(Bill No. 42 of 2023)

A

BILL

*further to amend the Goa Information
Technology Development Act, 2007 (Goa Act
10 of 2007).*

BE it enacted by the Legislative Assembly of Goa in the Seventy-fourth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Information Technology Development (Amendment) Act, 2023.

(2) It shall come into force, on such date as the Government may, by notification in the Official Gazette, appoint.

2. *Insertion of new section 38A.*—In the Goa Information Technology Development Act, 2007 (Goa Act 10 of 2007), after section 38, the following section shall be inserted, namely:—

“38A. Development of notified area.—(1) Notwithstanding anything to the contrary contained in any other law for the time being in force, once a notification is issued under sub-section (1) of section 38 declaring an area to be a notified area, the Government may by notification in the Official Gazette, appoint a committee consisting of-

- | | |
|--|-------------------------|
| (i) The Managing Director of the Corporation | — Chairperson; |
| (ii) Concerned Deputy Director of Directorate of Information Technology, Electronics and Communications, Government of Goa | — Member; |
| (iii) One member to be nominated by the Corporation from amongst the Directors of the Corporation | — Member; |
| (iv) an officer not below the rank of Deputy Town Planner to be nominated by the Government | — Member;
Secretary; |
| (v) Head of Engineering Section/ Chief Engineer of the Corporation; | — Member; |
| (vi) An officer to be nominated by the Government of Goa | — Member; |
| (vii) An Architect to be nominated by the Corporation | — Member; |
| (viii) A person having shown capacity in industry or commerce, to be nominated by the Corporation | — Member. |

to decide and dispose of all applications for land development permissions and building construction, under all local or special laws including Goa Town and Country Planning Act, 1974 (Act 21 of 1975) and rules framed thereunder (hereinafter, in this section, referred to as the “said Act”).

(2) The committee shall discharge all the functions of the Chief Town Planner, Town and Country Planning Department in a non planning area, and functions of the Planning and Development Authority in a planning area, under the laws in force.

(3) The committee shall have regard to the provisions of all local laws including any regional plan, outline development plan, comprehensive development plan or other plans prepared under the said Act.

(4) Notwithstanding anything to the contrary contained in any other law for the time being in force, permissions for any land development and building construction in a notified area shall be decided and disposed by the said Committee and the same shall be governed by the Goa Land Development and Building Construction Regulations, 2010.

(5) Any person aggrieved by the decision or order made by the committee, may prefer an appeal to the Goa Town and Country Planning Board. The provisions of section 45 of the said Act, and the rules framed thereunder, shall, *mutatis mutandis*, apply to such appeal”. be punished with fine which may extend upto fifty thousand rupees.”

Statement of Objects and Reasons

The Bill seeks to insert a new section 38A in the Goa Information Technology Development Act, 2007 (Goa Act 10 of 2007) so as to constitute a Committee who shall be responsible to decide and dispose applications for land development and building construction having regard to the provisions of all local laws including any regional plan, outline development plan, comprehensive development plan or other plans prepared under the Goa Town and Country Planning Act, 1974 (Act 21 of 1975) and the rules framed thereunder and facilitate under the Goa Land Development and Building Construction Regulations, 2010, to facilitate the entrepreneurs in the Electronics Manufacturing/ Information Technology domain to obtain permissions for land development and building construction expeditiously.

This Bill seeks to achieve the above object.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

Clause 1(2) of the Bill empowers the Government to issue notification for appointing a date for bringing into force the Act.

This delegation is of normal character.

Porvorim-Goa,
09th August, 2023.

(ROHAN KHAUNTE)
Minister for Information
Technology, Electronics and
Communication.

Assembly Hall,
Porvorim-Goa.
09th August, 2023.

(NAMRATA ULMAN)
Secretary to the Legislative
Assembly of Goa.

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